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Attorneys for Plaintiff and Cross-Defendant
 FRITZI BENESCH

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

FRITZI BENESCH,

Plaintiff,

v.

SHARON GREEN; and DOES 1 through 10,
 inclusive,

Defendants.

SHARON GREEN,

Cross-Complainant,

v.

FRITZI BENESCH, and ROES 1 through 25,
 inclusive,

Cross-Defendants.

Case No. C 07 3784 EDL

**STIPULATION AND [PROPOSED]
 ORDER FOR CONTINUANCE OF CASE
 MANAGEMENT CONFERENCE**

Date: October 10, 2008
 Time: 11:00 a.m.
 Ctrm: Courtroom E, 15th Floor
 Judge: Hon. Elizabeth D. Laporte

By and through their respective counsel, the parties to the above-captioned action hereby stipulate as follows:

Whereas, the Court has previously ordered a stay in this case on December 7, 2007 to await trial in the underlying action of *Benesch v. Tandler*, San Francisco Superior Court No. CGC-00-317187;

Whereas, the underlying action is scheduled for an extended trial to begin October 27,

2008;

Whereas, the parties wish to postpone the Case Management Conference currently scheduled in this case for October 10, 2008 to a date and time in January 2009 convenient to the Court, after the trial in the underlying action has concluded;

NOW, THEREFORE, THE PARTIES HEREBY STIPULATE and respectfully request the following:

1. The Case Management Conference currently scheduled in this case for October 10, 2008 shall be continued to a date and time in January 2009 that is convenient to the Court:

2. The Case Management Conference currently scheduled in this case for October 10, 2008 is hereby RESCHEDULED for 3:00 a.m./p.m. on January 13, 2009; and

3. The parties shall submit an updated Joint Case Management Conference Statement no later than one week prior to the date of the Case Management Conference.

SO STIPULATED.

DATED: September 26, 2008

COBLENTZ, PATCH, DUFFY & BASS LLP

By: 

JONATHAN R. BASS
Attorneys for Plaintiff and Cross-Defendant
FRITZI BENESCH

DATED: September 26, 2008

SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: 

STEVEN D. WASSERMAN
Attorneys for Defendant and Cross-Complainant
SHARON GREEN

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 30, 2008

By:

HON. ELIZABETH D. LAPORTE
United States District Judge
